

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
WESTERN DIVISION

ROWLAND HATCHETT

PLAINTIFF

VERSUS

CIVIL NO: 5:10-CV-176-DCB-JMR

YAZOO CITY, Mississippi, et al.

DEFENDANTS

ORDER

Before the Court is the Plaintiff, Rowland Hatchett's, Motion for Default Judgment [docket entry no. 10] against Defendants Yazoo City, Mississippi; Chief of Police Eric Snow of the Yazoo City Police Department, in his official capacity; and Officer Terry Jones of the Yazoo City Police Department, in his official capacity. After being served with a copy of this Court's order setting a hearing on the Motion for Default, an attorney for Defendants entered an appearance on the record and moved to set aside the entry of default [docket entry no. 18], arguing that the Defendants were not properly served. The Plaintiff has now moved to withdraw his Motion for Default Judgment [docket entry no. 20].

In light of the forgoing,

IT IS HEREBY ORDERED THAT the Plaintiff's Motion for Default Judgment is **MOOT**;

IT IS FURTHER ORDERED THAT the Defendants' Motion to Set Aside Default [docket entry no. 18] is **GRANTED**;

IT IS FURTHER ORDERED THAT the Plaintiff's Motion to Withdraw the Motion for Default Judgment [docket entry no. 20] is **GRANTED**;

IT IS FURTHERED ORDERED THAT the hearing currently set for July 12, 2011 is **CANCELLED**.

SO ORDERED, this the 6th day of July, 2011.

s/ David Bramlette
UNITED STATES DISTRICT JUDGE